

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT WINCHESTER**

JERMAINE PILLOW, #80909,

Plaintiff,

v.

PAM SMITH PAINTING
and PAM SMITH,

Defendants.

No.: 4:14-cv-77-HSM-WBC

MEMORANDUM

This *pro se* prisoner's civil rights action under 42 U.S.C. § 1983 was filed *in forma pauperis* in the United States District Court for the Middle District of Tennessee and transferred to this Court. The complaint is essentially identical to a prior civil rights lawsuit that was transferred to this Court from the Middle District and considered by the Court. *See Jermaine Pillow v. Pam Smith and Pam Smith Painting*, Civil Action No. 4:14-cv-76 (E.D. Tenn. Nov. 13, 2014) (order dismissing case as frivolous and for failure to state a claim). Accordingly, this action will be **DISMISSED** as duplicative. The Court will **CERTIFY** that any appeal from this action would not be taken in good faith and would be totally frivolous. *See* Rule 24 of the Federal Rules of Appellate Procedure.

AN APPROPRIATE ORDER WILL ENTER.

/s/ Harry S. Mattice, Jr.

HARRY S. MATTICE, JR.

UNITED STATES DISTRICT JUDGE